

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# 6

In re: Application of ROQUINY

Application No. 10/531,977

Group:

Date Filed: April 20, 2005

Examiner:

For: GLAZING PANEL WITH A RADIATION-REFLECTIVE COATING LAYER

RECEIVED

23 JAN 2006

Legal Staff  
International Division

Certificate of Transmission/Mailing

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited as first class mail with the U.S. Postal Service in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 11-15-05

*Jerald I. Schneider*  
Jerald I. Schneider, Registration No. 24,765

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

This is in response to the Notification of Missing Requirements mailed September 19, 2005. Applicant requests that the DO/EO/US vacate the Notification of Missing Requirements and accord this application a 35 U.S.C. § 371 date of 20 April 2005.

1. On 20 April 2005, Applicant filed a Transmittal Letter requesting entry into the national stage along with the basic national fee.
2. On 19 September 2005, a Notification of Missing Requirements (Form PCT/DO/EO/905) was mailed to Applicant indicating that an Oath or Declaration, along with a surcharge for filing the Oath or Declaration after the 30 month period was required, and specifically indicating that the declaration "does not identify the application to which it is directed."

3. A Declaration complying with the requirements of 37 CFR 1.497(a) and (b) specifically identifying the application by the international application number was duly filed with the International Bureau. This Declaration appears on pages 5 and 6 of the Request and a duplicate copy of page 6 of the Request showing the signature of the inventor is attached.


4. The Declaration unambiguously identifies the international application as PTO/EP03/50744, and therefore fully complies with the requirements of 37 CFR 1.497. (In this regard, it is noted that the international application was originally filed "on-line" and thereafter a duplicate copy page 6 of the Request bearing the handwritten signature of the inventor was filed.)

Accordingly, it is submitted that a Declaration meeting the requirements of the U.S. law was signed by the inventor and filed at the International Bureau prior to entry into the U.S. national stage. Therefore, the Notification of Missing Requirements should be vacated and this application should be accorded the 35 U.S.C. § 371 date of entry into the U.S. national stage, which is 20 April 2005.

Respectfully submitted,

AKERMAN SENTERFITT

Date: 11-15-05

  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

PCT/PTO 18 NOV 2005

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
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www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/531,977

FIRST NAMED APPLICANT

Philippe Roquiny

ATTY. DOCKET NO.

4004-068-30 NATL

INTERNATIONAL APPLICATION NO.

PCT/EP03/50744

I.A. FILING DATE

10/22/2003

PRIORITY DATE

10/22/2002

DLA Piper Rudnick Gray Cary US  
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Washington, DC 20036-2412

DLA PIPER RUDNICK  
GRAY CARY US LLP

SEP 21 2005

CONFIRMATION NO. 5804

371 FORMALITIES LETTER



\*OC000000017045702\*

Date Mailed: 09/19/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/20/2005
- Copy of the International Search Report filed on 04/20/2005
- Copy of IPE Report filed on 04/20/2005
- Preliminary Amendments filed on 04/20/2005
- Information Disclosure Statements filed on 06/23/2005
- Oath or Declaration filed on 04/20/2005
- Request for Immediate Examination filed on 04/20/2005
- Copy of references cited in ISR filed on 06/23/2005
- U.S. Basic National Fees filed on 04/20/2005
- Priority Documents filed on 04/20/2005
- Specification filed on 04/20/2005
- Claims filed on 04/20/2005
- Abstracts filed on 04/20/2005
- Drawings filed on 04/20/2005

**DOCKETED**

BY AWN DATE 9/21/05  
DUE DATE Declaration 11/19/05  
LST DAY 3/19/06

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - does not identify the application to which it is directed.

To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130 Surcharge.**

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,977	PCT/EP03/50744	4004-068-30 NATL

FORM PCT/DO/EO/905 (371 Formalities Notice)

11/25/2005 ATRAN1 00000049 500951 10531977  
01 FC:1617 130.00 DA

Adjustment data: 01/09/2006 10:00:00  
11/25/2005 ATRAN1 00000049 500951 10531977  
01 FC:1617 130.00 DA